



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VIII

999 18th STREET - SUITE 500
DENVER, COLORADO 80202-2466



0340

OPA

Ref: 8WM-DW-PWSIE

MAR 14 1994

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Crofts Oil Company
and Delin J. Crofts, Owner
1625 South 1500 East
Highway 40
Vernal, UT 84078

Re: Emergency Administrative
Orders under Section 1431 of
the Safe Drinking Water Act
Docket No. 8-PWS-VIII-94-21
and the Oil Pollution Act
Docket No. 8-CWA-VIII-94-20

Dear Mr. Crofts:

On February 15, and February 28, 1994, you were notified, by Hays Griswold, U.S. Environmental Protection Agency (EPA) On-Scene Coordinator, of Federal interest in an oil pollution incident at the Naples Truck Stop, for which you are presently considered financially responsible. At those times you indicated that you would cooperate but declined to participate for financial reasons. On February 22, 1994, EPA initiated response activities under the authority of the Oil Pollution Act of 1990, 33 U.S.C. §§ 2701 et seq (OPA). Cleanup is being effected in accordance with the criteria of the National Oil and Hazardous Substances Pollution Contingency Plan, 40 CFR Part 300 and Federal regulations. You will be billed for all actual costs incurred by the Federal Government, as set forth in Section 1002(b) of OPA, 33 U.S.C. 2702.

Enclosed are two Administrative Orders. The Orders require you to undertake the cleanup of the oil and/or contaminants from the Naples Truck Stop. The first Order is issued under Section 1431 of the Safe Drinking Water Act (SDWA), 40 U.S.C. 300i and is based on EPA's finding that contaminants from a leaking gasoline tank located at the Naples Truck Stop are likely to enter the Ashley Valley Water and Sewer Improvement District public water system or other underground sources of drinking water. These contaminants may present an imminent and substantial endangerment to the health of the people served by that water supply. Within 48 hours of receipt of this Order you must contact Patrick Crotty, Chief, Drinking Water Branch, U.S. EPA Region VIII, at (303) 293-1413 to advise him of your intentions to comply with this Order.

FILED
99.15.02



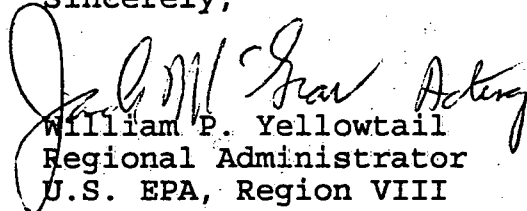
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The second Order is issued under Sections 311 (c), (e) and (m) of the Clean Water Act, 33 U.S.C. §§ 1321 (c), (e), and (m) (CWA) as amended by the Oil Pollution Act of 1990, 33 U.S.C. §§ 2701 et seq (OPA) and is based on EPA's finding that oil from a leaking gasoline tank located at the Naples Truck Stop is likely to enter the unnamed creek that flows into Ashley Creek. Within 48 hours of receipt of this Order you must contact Hays Griswold, On-Scene Coordinator, U.S. EPA Region VIII at (303) 294-7081 to advise him of your intentions to comply with this Order.

Both Orders set forth the actions that you must take to ensure that the source of the contaminants is removed, the extent of the contamination is determined, and appropriate remedial action is initiated and completed. You must immediately take the required actions. The penalties for failure to comply are set forth in the Orders.

EPA is prepared to meet with you to discuss any matters you may wish to raise in connection with the enclosed Orders. To request a meeting, please contact Patrick Crotty or Hays Griswold at the numbers listed above. A request for a meeting will not postpone your obligation to comply immediately with the requirements of these Orders.

Sincerely,


William P. Yellowtail
Regional Administrator
U.S. EPA, Region VIII

Enclosures

the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date

MAR 9 1994

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

Crofts Oil Company
Naples Truck Stop
Attn: DeLin Crofts
1625 South 1500 East Hwy. 40
P.O. Box 401
Vernal, UT 84078

4a. Article Number

P 369 842353

4b. Service Type

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery

3-14-94

8. Addressee's Address (Only if requested and fee is paid)

FPN 114009

308

5. Signature (Addressee)

6. Signature (Agent)

Is your RETURN

Thank you for using Return Receipt Service.